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|   |   |                            |
|---|---|----------------------------|
| In re reissue application of LEIGHTON       | ) | <u>REISSUE APPLICATION</u> |
| Serial No.: 10/773,810                      | ) |                            |
| Filing Date: February 6, 2004               | ) |                            |
| Original U.S. Patent No. 6,441,736 B1       | ) |                            |
| Original Patent Issue Date: August 27, 2002 | ) |                            |
| For: ULTRA-THIN FLEXIBLE DURABLE            | ) |                            |
| RADIO FREQUENCY IDENTIFICATION              | ) |                            |
| DEVICES AND HOT OR COLD                     | ) |                            |
| LAMINATION PROCESS FOR THE                  | ) |                            |
| MANUFACTURE OF ULTRA-THIN                   | ) |                            |
| FLEXIBLE DURABLE RADIO                      | ) |                            |
| FREQUENCY IDENTIFICATION DEVICES            | ) |                            |

**PETITION UNDER 37 C.F.R. 1.182  
TO ACT ON REISSUE APPLICATION  
WITHOUT TWO MONTH DELAY  
IN VIEW OF ACTUAL INFRINGEMENT**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This petition is made under 37 C.F.R. 1.182 to act on the above-referenced reissue application without the two month delay period. See M.P.E.P. § 1441. This is necessitated in view of actual infringement of the claims of the reissue application.

This reissue application was filed on February 6, 2004, based on original U.S. Patent No. 6,441,736 B1, issued on August 27, 2002.

Applicant hereby alleges:

(A) That there is an infringing method in use;

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130.00 OP

Serial No.: 10/773,810

(B) That a rigid comparison of the alleged infringing method with the claims of the application has been made, and that, in Applicant's opinion, some of the claims are unquestionably infringed;

(C) That Applicant has made or caused to be made a careful and thorough search of the prior art or has a good knowledge of the pertinent prior art. In particular, Applicant relies on (1) the searches performed in the application that issued into the original U.S. Patent No. 6,441,736 B1 upon which this reissue application is based; (2) the searches performed in connection with the applications of the same inventor on closely related technologies, which applications issued into U.S. Patent Nos. 5,817,207; 6,036,099; 6,214,155; 6,514,367; and 6,557,766; (3) the prior art provided by third parties in response to Applicant's allegations of infringement; and (4) other searches by the Applicant.

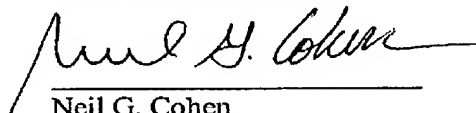
Applicant has provided one copy of each of the references deemed most closely related to the subject matter encompassed by the claims with the Information Disclosure Statements filed in this case.

Applicant respectfully requests that this petition to act on the above-referenced reissue application without the two month delay period be granted in view of actual infringement of the claims thereof in order to expedite the re-issuance of a patent.

In accordance with 37 C.F.R. 1.182, this petition is accompanied by an authorization to charge a credit card for the petition fee (37 CFR 1.17(h)) in the amount of \$130.

Dated: March 19, 2004

Respectfully submitted,



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Registration No. 35,100  
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**COVER MESSAGE**

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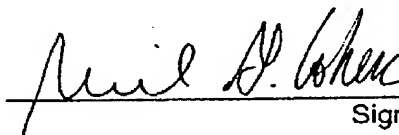
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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (703-872-9306)

on 03/19/2004

Date



Signature

Neil G. Cohen

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

The following documents are submitted herewith:

- (1) Petition under 37 CFR 1.182
- (2) Credit Card Payment Form

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.